MAY 8.9 JOUT IN

Itw

PTO/SB/21 (09-06)
Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERC

	United the Report of Reduction Act of 199	95. no person	u.S. ۱ s are required to respond to a co	Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE flection of information unless it displays a valid OMB control number.
			Application Number	09/960,706
TRANSMITTAL FORM			Filing Date	September 24, 2001
			First Named Inventor	William E. Munger
			Art Unit	1631
	(to be used for all correspondence after initi	al filing)	Examiner Name	Marjorie A. Moran
	Total Number of Pages in This Submission	7	Attorney Docket Number	044921-5029-01

Tota	l Number of	Pages in 1	This Submission	7	7 Monto, Dooker Hui	044921-	-5029-01					
ENCLOSURES (Check all that apply)												
	After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts		Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD Remarks This response is being filed under the next budue date for responding fell on a Federal Holi			After Allowance Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): Postcard siness day rule on Tuesday, May 29, 2007, as the day (Monday, May 28, 2007).						
	un []	under 37 CFR 1.52 or 1.53										
			SIGNA	TURE	OF APPLICANT,	ATTORNEY,	OR AG	ENT				
Firm Name Morgan, Lewis & Bockius												
Signat	ure											
Printed name John Weatherspoon												
Date		May 29, 2007			Reg. No.	57,08	57,081					
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:												
Signature												
Typed or printed name							Date	<i>)</i>				

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: William E. MUNGER et al.

Application No. 09/960,706

Group Art Unit: 1631

Filed: September 24, 2001

Examiner: Marjorie A. Moran

For: Identifying Drugs for and Diagnosis of Benign Prostatic Hyperplasia Using Gene Expression

Profiles

AMENDMENT AND RESPONSE

This Amendment and Response is being filed on Tuesday, May 29, 2007 in response to the non-final Office Action mailed February 28, 2007 in the above identified patent application. Reconsideration of this application, as amended, is respectfully requested.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 5 of this paper.